

JUDGMENT

FILED: June 14, 2005

UNITED STATES COURT OF APPEALS

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for the

2005 JUL -8 A 10:50

Fourth Circuit

No. 04-4182
CR-98-322

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

TERRANCE L. SMALLS, a/k/a T

Defendant - Appellant

Appeal from the United States District Court for the
District of South Carolina at Beaufort

In accordance with the written opinion of this Court
filed this day, the Court vacates the judgment of the District
Court. This case is remanded to the District Court for further
proceedings consistent with the Court's opinion.

A certified copy of this judgment will be provided to the
District Court upon issuance of the mandate. The judgment will
take effect upon issuance of the mandate.

/s/ Patricia S. Connor

CLERK

A True Copy, Teste:

Patricia S. Connor, Clerk

BY Mason D. Welby

Deputy Clerk